

CLASSIFICATION OFFICE DECISION

Title of publication: F0B032640E62EC87

Other known title(s): Not stated

OFLC ref: 2000217.001

Medium: Image File

Publisher: Not stated

Country of origin: Not stated

Language: Not applicable

Applicant: Commissioner of Police

Classification:	Objectionable except if the availability of the publication is restricted to persons who have attained the age of 18 years.
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Descriptive note: None

Display conditions: None

Date of entry in Register: 03 September 2020

Date of direction to issue a label: No direction to issue a label has been issued

Date of notice of decision: 03 September 2020

Summary of reasons for decision:

The image file is a highly sexualised erotic image of a youthful-looking male. The Classification Office has considered whether the image promotes or supports, or tends to promote or support, the exploitation of young persons for sexual purposes and has concluded that it does not. While his facial features are youthful, his overall physical and sexual development is reasonably mature. While he may be a young person, he may equally be a young adult. There are no additional elements, such as clothing and accessories, or the setting in which he is photographed, that encourage the viewer to regard him as a young person. However, the unrestricted availability of the image is still likely to be injurious to the public good. Society perceives harm to children and teenagers from being exposed to highly erotic material before they are developmentally ready to process it. Therefore the image is restricted to adults. This classification interferes with the right to freedom of expression contained in the New Zealand Bill of Rights Act 1990 but is reasonable and justified in order to prevent injury to the public good.